



0000117426

ORIGINAL

25 FD

RECEIVED

BEFORE THE ARIZONA CORPORATION COMMISSION

2002 JAN 15 A 11:25

WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKET NO. S-03415A-01-0000

EASY MONEY AUTO LEASING, INC.
10243 N. Scottsdale Road, Suite 5
Scottsdale, Arizona 85253

SUPERIOR FINANCIAL SERVICES, INC.
2102 E. Sharon Dr.
Phoenix, Arizona 85022

JAMES ANTHONY CICERELLI
13027 N. Surrey Circle
Phoenix, Arizona 85029

DAVID PAUL FRENCH
2102 E. Sharon Dr.
Phoenix, Arizona 85022

Arizona Corporation Commission

DOCKETED

JAN 15 2002

DOCKETED BY

mac

Respondents.

FOURTH PROCEDURAL ORDER**BY THE COMMISSION:**

On May 14, 2001, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against Easy Money Auto Leasing, Superior Financial Services, Inc., James Anthony Cicerelli and David Paul French (collectively "Respondents") in which the Division alleged that Respondents have engaged in acts, practices, and transactions that constitute violations of the Arizona Securities Act ("Act").

The Respondents were all duly served with copies of the Notice.

On June 11, 2001, the Commission issued a Procedural Order that set a pre-hearing conference for July 9, 2001.

On July 9, 2001, the pre-hearing was held as scheduled. Mr. Cicerelli was represented by

1 Counsel, Ms. Ivy Kushner. Mr. French and Superior Financial Services, Inc. appeared without the
2 aid of counsel. Easy Money Auto Leasing, Inc. failed to appear, although had it requested a hearing
3 in this matter. The Division also appeared with counsel.

4 Following discussions between the parties, it was agreed that a hearing should be scheduled
5 during the week of October 1, 2001. Subsequently, the Respondents, except Easy Money Auto
6 Leasing, Inc., filed separate motions to continue this matter. Those motions were granted and this
7 case was continued until November 14, 2001.

8 On November 14, 2001, the hearing in this matter was held as scheduled. Mr. Cicerelli
9 represented himself at the hearing. Mr. Cicerelli was the only respondent to appear for the hearing.
10 The Division also appeared with counsel. At the conclusion of the matter, which was taken under
11 advisement, the parties requested to file closing briefs instead of making closing statements in this
12 matter. The Administrative Law Judge consulted with the parties about the appropriate time frame to
13 file such briefs.

14 Accordingly, a deadline for filing closing briefs in this matter should be set.

15 IT IS THEREFORE ORDERED that the parties shall file closing briefs in this matter on or
16 before January 31, 2002.

17 DATED this 15 day of January, 2002.

18 
19 PHILIP J. DION III
20 ADMINISTRATIVE LAW JUDGE

21 Copies of the foregoing mailed/delivered
22 this 15 day of January, 2002 to:

23 Robert Suzenski
24 ROBERT SUZENSKI, P.C.
25 2916 N. Seventh Avenue, Suite 100
26 Phoenix, Arizona 85013

27 James Cicerelli
28 13027 N. Surrey Circle
Phoenix, AZ 85029

...

1 David Paul French
2 2102 E. Sharon Dr.
3 Phoenix, Arizona 85022

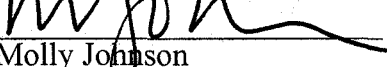
4 Lothar Goernitz
5 P.O. Box 32961
6 Phoenix, Arizona 85064-2961
7 Bankruptcy Trustee for Easy Money Auto Leasing, Inc.

8 James E. Cross
9 OSBORN MALEDON
10 P.O. Box 36379
11 Phoenix, Arizona 85067-6379
12 Attorney for the Bankruptcy Trustee

13 Moira McCarthy
14 Assistant Attorney General
15 ARIZONA ATTORNEY GENERAL'S OFFICE
16 1275 West Washington Street
17 Phoenix, Arizona 85007

18 W. Mark Sendrow, Director
19 Securities Division
20 ARIZONA CORPORATION COMMISSION
21 1300 West Washington Street
22 Phoenix, Arizona 85007

23 ARIZONA REPORTING SERVICE, INC.
24 2627 N. Third Street, Suite Three
25 Phoenix, Arizona 85004-1104

26 By: 
27 Molly Johnson
28 Secretary to Philip J. Dion, III